

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

United States of America,

Plaintiff,

v.

DWAYNE McNAIR
Defendant.

Case No. CR

14-462-VC-1

STIPULATED ORDER EXCLUDING TIME
UNDER THE SPEEDY TRIAL ACT

FILED

SEP 05 2014

For the reasons stated by the parties on the record on 9/5, 2014, the Court ~~clerk~~ **RICHARD W. WIEKING** the
Speedy Trial Act from 9/5, 2014 to 9/16/14, 2014 and finds that ~~the filing of~~ **CLERK U.S. DISTRICT COURT**
by the continuance outweigh the best interest of the public and the defendant in a speedy trial. See 18 U.S.C. §
3161(h)(7)(A). The Court makes this finding and bases this continuance on the following factor(s):

- ___ Failure to grant a continuance would be likely to result in a miscarriage of justice.
See 18 U.S.C. § 3161(h)(7)(B)(i).
- ___ The case is so unusual or so complex, due to [*check applicable reasons*] ___ the number of
defendants, ___ the nature of the prosecution, or ___ the existence of novel questions of fact
or law, that it is unreasonable to expect adequate preparation for pretrial proceedings or the trial
itself within the time limits established by this section. See 18 U.S.C. § 3161(h)(7)(B)(ii).
- ___ Failure to grant a continuance would deny the defendant reasonable time to obtain counsel,
taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(7)(B)(iv).
- ___ Failure to grant a continuance would unreasonably deny the defendant continuity of counsel, given
counsel's other scheduled case commitments, taking into account the exercise of due diligence.
See 18 U.S.C. § 3161(h)(7)(B)(iv).
- ☒ Failure to grant a continuance would unreasonably deny the defendant the reasonable time
necessary for effective preparation, taking into account the exercise of due diligence.
See 18 U.S.C. § 3161(h)(7)(B)(iv).

IT IS SO ORDERED.

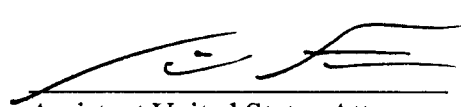
DATED: 9/5/14


JOSEPH C. SPERO
United States Magistrate Judge

STIPULATED:


Attorney for Defendant

STEVEN KAUR


Assistant United States Attorney